IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5880 OF 1991

S. T. Kakade, since deceased
through his heir P. S. Kakade
through his heir and legal
representative Anirudha
Prafulchand Kakade ..Petitioner

versus

Nivruti G. Kalange ..Respondent

None for the Petitioner.

Ms. S. Mane h/f. P. Shah for the Respondent.

CORAM : D. G. DESHPANDE, J.

DATE : 9TH OCTOBER, 2006

P.C. :

. Nobody is present for the petitioner. Counsel for the Respondent states that the sole respondent died on 22.5.1998 and the written intimation in this regard was given to Mr. P. Shah to Mr. Dhakephalkar along with particulars or heirs and legal representatives by letter dated 2.12.1999, which was received by Mr. Dhakephalkar, but from 1999 till this date no step has been taken by the petitioner to bring heirs and legal representatives

of the sole respondent on record. She files a copy of the said letter dated 2.12.1999, which bears the acknowledgment, the said letter is taken on record and marked 'X' for identification. Petition obviously abates. Petition is dismissed. Rule is discharged. Ad interim order, if any, stands vacated. No order as to costs.

(D.G. DESHPANDE, J.)